

By: Hinojosa

H.B. No. 128

A BILL TO BE ENTITLED

AN ACT

relating to school district notification to a parent of physical fitness assessment results of the parent's child.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Section 28.004(k), Education Code, is amended to read as follows:

(k) A school district shall publish in the student handbook and post on the district's Internet website, if the district has an Internet website:

(1) a statement of the policies adopted to ensure that elementary school, middle school, and junior high school students engage in at least the amount and level of physical activity required by Section 28.002(1);

(2) a statement of:

(A) the number of times during the preceding year the district's school health advisory council has met;

(B) whether the district has adopted and enforces policies to ensure that district campuses comply with agency vending machine and food service guidelines for restricting student access to vending machines; and

(C) whether the district has adopted and enforces policies and procedures that prescribe penalties for the use of e-cigarettes, as defined by Section 38.006, and tobacco products by students and others on school campuses or at school-sponsored or

1 school-related activities; and

2 (3) a statement providing notice [~~to parents~~] that the
3 school district will provide a parent with a copy of the results of
4 the [~~they can request in writing their child's~~] physical fitness
5 assessment of the parent's child [~~results~~] at the end of the school
6 year.

7 SECTION 2. Section 38.103, Education Code, is amended by
8 adding Subsection (a-1) to read as follows:

9 (a-1) Not later than the last day of the school year, a
10 school district shall provide a parent with a copy of the results of
11 the physical fitness assessment of the parent's child.

12 SECTION 3. This Act applies beginning with the 2019-2020
13 school year.

14 SECTION 4. This Act takes effect immediately if it receives
15 a vote of two-thirds of all the members elected to each house, as
16 provided by Section 39, Article III, Texas Constitution. If this
17 Act does not receive the vote necessary for immediate effect, this
18 Act takes effect September 1, 2019.